IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORIGINAL SIDE

APPEAL NO. 546 OF 2004
IN
NOTICE OF MOTION NO.87 OF 2002
IN
SUIT NO.36 OF 2002

GIC Housing Finance Ltd. Appellants

vs.

1. Citizen Builders & ors. Respondents

Mr.Chetan Kapadia with Mr.Mihir Mody and Mr.Raju Gowde i/b. M/s. K. Ashar & Co. for the appellants.

Mr.S.A. Bhalwal i/b. M/s.Vyas & Bhalwal for the respondents.

CORAM : R. M. LODHA &
J.P. DEVADHAR,JJ

DATED : 10th September 2004

P.C.

After having heard the learned counsel for the appellants and upon perusal of the impugned order, we are satisfied that the impugned order sufficiently takes care of the appellants (plaintiffs) interest and the claim made in the suit. The order being eminently just and proper calls for no interference.

2. If the Court Receiver has found any difficulty in carrying out the order dated 7th November 2003, we direct the Court Receiver to make appropriate report and

seek necessary directions from the learned Single Judge.

3. With the aforesaid observation, appeal is dismissed in limine.

(R.M. LODHA, J.)

(J.P. DEVADHAR,J.)